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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH  
CENTRAL DIVISION

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

DIALECT INTERNATIONAL  
CORPORATION, DAVID H. ANDRUS, JAY  
W. DOWNS AND MICHAEL P. McQUADE.

Defendants.

Civil Action No. 2:07CV709

Judge: Dale Kimball

**NOTICE OF DISMISSAL OF DIALECT  
INTERNATIONAL CORPORATION**

Plaintiff United States Securities and Exchange Commission (“Commission”) and Defendants Diatect International Corporation, David H. Andrus, and Michael P. McQuade, by and through their counsel of record, and pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure hereby stipulate to the Commission’s Dismissal with prejudice of Diatect International Corporation.

Dated this 10th day of June 2010.

/s/ Thomas M. Melton

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## CERTIFICATE OF SERVICE

I hereby certify that on the 10 day of June, 2010, I caused to be sent by either Electronic Mail or through the Court's CM ECF System, as indicated below, a true and correct copy of the foregoing **STIPULATION TO THE DISMISSAL OF DIATECT INTERNATIONAL CORPORATION** to:

### **CM/ECF**

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/s/ Marie Elliott